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6  
7 UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA  
9

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 TERRY M. OPSZENTKOSKI,

14 Defendant.  
15

Case No. 1:21-po-00167-SAB

MOTION AND ORDER FOR DISMISSAL  
WITHOUT PREJUDICE

16  
17 The United States of America, by and through Phillip A. Talbert, Acting United States Attorney,  
18 and Jeffrey A. Spivak, Assistant United States Attorney, pursuant to Rule 48(a) of the Federal Rules of  
19 Criminal Procedure, moves to dismiss this case in the interest of justice without prejudice.

20 DATED: August 6, 2021

Respectfully submitted,

21 PHILLIP A. TALBERT  
Acting United States Attorney

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23 By: /s/ Jeffrey A. Spivak  
JEFFREY A. SPIVAK  
Assistant U.S. Attorney  
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**ORDER**

IT IS HEREBY ORDERED that this case is dismissed in the interest of justice without prejudice.

IT IS SO ORDERED.

Dated: August 9, 2021

  
UNITED STATES MAGISTRATE JUDGE